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REPLY UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2111

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/904,373
Filed: July 11, 2001
Inventor(s):
Cole, et al.
Title: METHOD AND
APPARATUS FOR
PROVIDING
CAPABILITY
INFORMATION TO A
SHARED CONTROLLER

§ Examiner: Mason, D.
§ Group/Art Unit: 2111
§ Atty. Dkt. No: 5500-58300
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Erik A. Heter
Printed Name
Signature Date 9/27/04

NOTICE OF APPEAL

Commissioner for Patents
M/S AF
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final Office Action dated July 29, 2004.

A Fee Authorization form in the amount of \$330.00 is enclosed to cover the fee for filing this Notice of Appeal pursuant to 37 C.F.R. §1.17(b) (large entity). The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number. **Two duplicate copies of this sheet are enclosed.**

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Respectfully submitted,

Erik A. Heter
Reg. No. 50,652
AGENT FOR APPLICANT(S)

Meyertons, Hood, Kivlin, Kowert, & Goetzel, P.C.
P.O. Box 398
Austin, TX 78767-0398
Phone: (512) 853-8800
Date: 9/27/04



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FEE AUTHORIZATION

Commissioner for Patents
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Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5500-58300:

Fee: Notice of Appeal
Amount: \$330.00
Attorney Docket No.: 5500-58300

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